

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
JASPER DIVISION

WILLIAM GREGORY WHITSON, )

Plaintiff )

vs. )

Case No. 6:09-cv-00218-LSC-HGD

UNIVERSITY MALL, et al., )

Defendants )

**MEMORANDUM OF OPINION**

The magistrate judge filed a report and recommendation on September 4, 2009, recommending that this action be dismissed, pursuant to 28 U.S.C. § 1915A(b)(1), for failing to state a claim upon which relief may be granted. Although the plaintiff was advised of his right to file specific written objections, he has not responded to the report.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the court is of the opinion that the magistrate judge's report is due to be and hereby is ADOPTED and the recommendation is ACCEPTED. Accordingly, this action is due to be dismissed for

failing to state a claim upon which relief can be granted, pursuant to 28 U.S.C. § 1915A(b)(1). A Final Judgment will be entered.

Done this 7th day of October 2009.

  

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L. SCOTT COOGLER  
UNITED STATES DISTRICT JUDGE  
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